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9 UNITED STATES DISTRICT COURT  
10 FOR THE EASTERN DISTRICT OF WASHINGTON

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 LUIS ALCALA ORTEGA,

15 Defendant.

Case No 4:20-CR-06002-SAB-6

Motion for Detention

16 The United States moves for pretrial detention of Defendant, pursuant to 18  
17 U.S.C. § 3142(e) and (f).

18 1. Eligibility of Case. This case is eligible for a detention order because  
19 the case involves (check one or more):

20 ☐ Crime of violence (as defined in 18 U.S.C. § 3156(a)(4) which  
21 includes any felony under Chapter 77, 109A, 110 and 117);

22 ☐ Maximum penalty of life imprisonment or death;

23 ☒ Drug offense with maximum penalty of 10 years or more;

1 ☐ Felony, with two prior convictions in above categories;

2 ☐ Felony that involves a minor victim or that involves the possession or  
3  
4 use of a firearm or destructive device as those terms are defined in 18 U.S.C.  
5 § 921, or any other dangerous weapon, or involves a failure to register under 18  
6 U.S.C. § 2250;

8 ☒ Serious risk Defendant will flee; or

9  
10 ☒ Serious risk obstruction of justice.

11 2. Reason for Detention. The Court should detain Defendant because  
12  
13 there is no condition or combination of conditions which will reasonably assure  
14 (check one or both):

15 ☒ Defendant's appearance as required; or

16  
17 ☒ Safety of any other person and the community.

18  
19 3. Rebuttable Presumption. The United States will invoke the rebuttable  
20 presumption against Defendant under 18 U.S.C. § 3142(e). The presumption  
21 applies because there is probable cause to believe Defendant committed:

22  
23 ☒ Drug offense with maximum penalty of 10 years or more;

24  
25 ☐ An offense under 18 U.S.C. §§ 924(c), 956(a), or 2332b;

26 ☐ An offense under 18 U.S.C. §§ 2332b (g)(5)(B) for which a maximum  
27  
28 term of imprisonment of 10 years or more is prescribed;

1        ☐ An offense under chapter 77 of Title 18, United States Code, for  
2 which a maximum term of imprisonment of 20 years or more is prescribed;

3  
4        ☐ An offense involving a minor victim under 18 U.S.C. §§ 1201, 1591,  
5 2241, 2242, 2244(a)(1), 2245, 2251, 2251A, 2252(a)(1), 2252(a)(2), 2252(a)(3),  
6 2252A(a)(1), 2252A(a)(2), 2252A(a)(3), 2252A(a)(4), 2260, 2421, 2422, 2423, or  
7 2425;

8  
9        ☐ Other Circumstance as defined in 18 U.S.C. § 3142(e)(2).  
10

11        4. Time for Detention Hearing. The United States requests the Court  
12 conduct the detention hearing:  
13

14        ☐ At the first appearance, or

15        ☒ After a continuance of three days.  
16

17        5. Other Matters.  
18  
19

20 Dated: June 1, 2021.

21 Joseph H. Harrington  
22 Acting United States Attorney

23  
24 

25 Stephanie Van Marter  
26 Assistant United States Attorney  
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**CERTIFICATE OF SERVICE**

I hereby certify that on June 1, 2021, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the Counsel of Record.



Stephanie Van Marter  
Assistant United States Attorney